

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

NATIONAL RAILROAD PASSENGER  
CORPORATION (AMTRAK),

Plaintiff,

v.

CIVIL NO. JKB-24-0475

.028 ACRES MORE OR LESS OF LAND, \*

*et al.*,

Defendants.

\* \* \* \* \*

MEMORANDUM AND ORDER

In this condemnation action, Amtrak, pursuant to 49 U.S.C. § 24311, has acquired 808 North Brice Street, Baltimore, Maryland. The Court held a hearing regarding the just compensation for the property and issued an Order setting such just compensation at \$3,700. (ECF No. 38.) Amtrak has deposited funds totaling \$3,700, which have been held in an interest-bearing account in the registry of the Court. (See ECF No. 7.)

The Court concludes that it has jurisdiction over all appearing and non-appearing Defendants, given the nature of this action and that all Defendants have been served by Amtrak. (See ECF No. 22 (status report detailing service of process on Defendants).) Further, the time for filing motions for disbursement has passed. As provided in 49 U.S.C. § 24311(b)(4), “[o]n application of a party, the court may order immediate payment of any part of the amount deposited in the court for the compensation to be awarded.” Federal Rule of Civil Procedure 71.1(c)(4) provides that “[t]he court [] may order any distribution of a deposit that the facts warrant.”

The only Defendant that has filed a Motion for Disbursement is the Mayor and City Council of Baltimore City (the “City”). (ECF No. 35.) The City seeks a disbursement of \$3,700 plus accrued interest. (*Id.*) It provides an affidavit from Edward Scrivener, Delinquent Accounts

Manager for the City of Baltimore Bureau of Revenue Collections of the Department of Finance, in which he “attest[s] and affirm[s] that a search of the City tax lien record” reflects that \$47,184.17 is due and owing to the City. (ECF No. 35-2.) Attached to the affidavit is documentation supporting this figure. (See ECF No. 35-2 at 3–9.) The Court finds that, upon the facts in the record, a distribution of \$3,700 plus accrued interest to the City is appropriate.

Accordingly, it is ORDERED that:

1. The City’s Motion for Disbursement of Funds (ECF No. 35) is GRANTED.
2. The Clerk is DIRECTED to issue and mail the following check to the City:
  - a. \$3,700 plus all accrued interest, payable to the Director of Finance, and mailed to the attention of Thomas P.G. Webb, Esq., Baltimore City Law Department, 100 N Holliday Street, City Hall – Room 101, Baltimore, Maryland 21202.
3. The Clerk is DIRECTED to CLOSE this case.

DATED this 6 day of November, 2024.

BY THE COURT:



James K. Bredar  
United States District Judge